

**APPENDIX C - PROPOSED DEADLINES FOR SCHEDULING ORDER**  
**(Patent Cases)**

<hr/>	Initial Rule 16 Case Management Conference
<b>To be discussed at Scheduling Conference</b>	Mediation to be completed If the parties agree that mediation is an option, the Court will appoint a mediator or the parties will mutually agree upon a mediator. If the parties choose the mediator, they are to inform the Court by letter the name and address of the mediator.
<b>2 weeks after Mgmt Conf.</b>	Comply with P.R. 3-1 and 3-2. (Disclosure of preliminary infringement contentions.)
<b>5 weeks after Mgmt Conf.</b>	Join Additional Parties
<b>6 weeks after Mgmt Conf.</b>	Comply with P.R. 3-3 and 3-4. (Disclosure of preliminary invalidity contentions)
<b>7 weeks after Mgmt Conf.</b>	Privilege Logs to be exchanged by parties (or a letter to the Court stating that there are no disputes as to claims of privileged documents).
<b>7 Weeks after Mgmt Conf.</b>	To extent not already required to be disclosed, exchange Mandatory Disclosures. (See P.R. 2-2)
<b>8 weeks after Mgmt Conf.</b>	Comply with P.R. 4-1. (Exchange proposed terms and claim elements)
<b>11 weeks after Mgmt Conf.</b>	Comply with P.R. 4-2. (Exchange Claim Construction And Extrinsic Evidence.)
<b>13 weeks after Mgmt Conf.</b>	Plaintiff's Final Amended Pleadings <b>(It is not necessary to file a Motion for Leave to Amend before the deadline to amend pleadings except to the extent the amendment seeks to add a new patent in suit.</b>

**13 weeks after Mgmt Conf.** Comply with P.R. 4-3. (Joint Claim Construction and Prehearing Statement)

**15 weeks after Mgmt Conf.** Respond to Amended Pleadings

**15 weeks after Mgmt Conf.** Discovery deadline—claims construction issues

**18 weeks after Mgmt Conf.** Comply with P.R. 4-5(a). (Opening Briefs on Infringement)

**21 weeks after Mgmt Conf.** Comply with P.R. 4-5(b). (Responsive Briefs)

**22 weeks after Mgmt Conf.** Comply with P.R. 4-5(c). (Reply Briefs)

**24 weeks after Mgmt Conf.** Claim construction hearing \_\_\_\_\_. m.

**27 weeks after Mgmt Conf.** Comply with P.R. 2-3 (Initial Mandatory Disclosures of information directed solely to damages).  
Deadline for Initial Mandatory Disclosure of all persons, documents, data compilations and tangible things, which are relevant to a claim or defense of any party and which has not previously been disclosed. This deadline is not an extensions of earlier deadlines set out in this court's order or the Patent Rules, nor an excuse to delay disclosure of information. It is a "catchall" deadline for provisions of all remaining information which may be relevant to a claim or defense of any party at trial.

**30 weeks after Mgmt Conf.** Plaintiff to Designate Expert Witnesses other than claims construction experts and provide their expert witness report, to include all information set out in Rule 26(2)(B) for ALL experts.

**31 weeks after Mgmt Conf.** Comply with P.R. 3-8. (Designation of Wilfulness Opinions)

**34 weeks after Mgmt Conf.** Defendant to Designate Expert Witnesses other than claims construction experts and provide their expert witness

reports, to include all information set out in Rule 26(2)(B) for ALL experts.

**36 weeks after Mgmt Conf.**

Designate Rebuttal Expert Witnesses other than claims construction experts and provide rebuttal expert witness reports due, to include all information set out in Rule 26(2)(B) for ALL experts.

**38 weeks after Mgmt Conf.**

File Dispositive Motions and any other motions that may require a hearing

**Responses to motions shall be due in accordance with Local Rule CV-7(e).**

**Note: Objections to any expert, including Daubert motions, shall be filed within 4 weeks after the expert's Report has been disclosed.**

**40 weeks after Mgmt Conf.** Discovery Deadline. All discovery must be served in time to be completed by this date.

**5 weeks before docket call**

Notice of intent to offer certified records

**5 weeks before docket call**

Counsel and unrepresented parties are each responsible for contacting opposing counsel and unrepresented parties to determine how they will prepare the Joint Final Pretrial Order (*See* Local Rule CV-16(b) and Joint Proposed Jury Instructions and Verdict Form (or Proposed Findings of Fact and Conclusions of Law in nonjury cases).

**3 weeks before docket call**

Motions in limine due

File Joint Final Pretrial Order

File Proposed Jury Instructions/Form of Verdict (or Proposed Findings of Fact and Conclusions of Law)

**2 weeks before docket call**

Response to motions in limine due

File objections to use of depositions, documents, exhibits, summaries of evidence and exhibits at trial

**1 week before docket call**

Pre-marked exhibit list due (Obtain form from District Clerk's Office)

<hr/>	Docket call and Final Pretrial at 9:00 a.m. Date parties should be prepared to try case
<b>1 day after docket call</b>	9:00 a.m. Jury Selection and Trial